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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of
Inventor: Dong-Her Wu & Lai-Fu Tang
Serial No.: 10/683,991 Examiner: Crow, Stephen R.
Filed: 10/14/2003 Group Art Unit:3764
For: STATIONARY APPARATUS FOR DOING EXERCISE IMITATING THE ACT OF MOUNTAIN CLIMBING

PREMILIARY AMENDMENT AND REMARKS

Honorable Commissioner of Patents
and Trademarks
Washington, D.C. 20231

Sir:

In response to the Office Action dated September 7, 2004, the applicant has the following remarks.

The Office Action has been carefully considered.

Species I: Claims 1- 4, is elected.

In accordance with 35 U.S.C. 121, the applicant is required to elect a single disclosed species for prosecution on the merit to which the claims shall be restricted if no generic claim is is finally held to be allowable.

The identification of the species that is elected consonant with the requirement, and a listing of claims 1-4 readable thereon.

Respectfully submitted,

By Alan D. Kamrath
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Received in CFC 10/04